

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

ANTHONY P. D'AIUTO,

x

:

Plaintiff,

:

Civil Action No.:

:

2:06-cv-6222 (JAG)

v.

:

CITY OF JERSEY CITY, CHIEF ROBERT:
TROY, individually and in his:
official capacity, CAPTAIN ROBERT:
TANIO, individually and in his:
official capacity, NATIONAL:
RAILROAD PASSENGER CORPORATION:
d/b/a AMTRAK, JOHN AND JANE DOES:
I-X, being fictitious persons and:
JOHN AND JANE DOES XI-XX being:
fictitious persons, individually:
and in their official capacities, :

ORDER

Defendants.

x

WHEREAS a telephonic status conference was scheduled to take place on January 18, 2008 at which plaintiff's counsel failed to appear; and

WHEREAS a telephonic status conference was scheduled to take place on February 6, 2008 at which plaintiff's counsel failed to appear; and

WHEREAS a telephonic status conference was scheduled to take place on March 7, 2008 at which plaintiff's counsel failed to appear; and

WHEREAS an in-person status conference was scheduled to take place on March 25, 2008 at which plaintiff's counsel failed to

appear; and

WHEREAS the Court filed an order to show cause why monetary/reprimand sanctions should not be imposed pursuant to Fed. R. Civ. P. 16(f) for failure to attend the court ordered status conferences; and

WHEREAS plaintiff filed a letter in response to the order to show cause dated April 9, 2008; and

WHEREAS a hearing was held before the Court on the order to show cause on April 10, 2008;

IT IS on this 29 day of April, 2008, upon consideration of defendants' certifications of attorneys' fees and the order to show cause hearing held on April 10, 2008, it is hereby **ORDERED** that plaintiff is sanctioned pursuant to Fed. R. Civ. P. 16(f) for failure to appear at the March 25, 2008 status conference; and it is further

ORDERED that plaintiff reimburse defendant National Railroad Passenger Corporation ("Amtrak") its fees and costs related to attendance at the March 25, 2008 status conference in the amount of \$450, made payable to Landman Corsi Ballaine & Ford, P.C.; and it is further

ORDERED that plaintiff reimburse defendants City of Jersey City and Captain Robert Tanio its fees and costs related to attendance at the March 25, 2008 status conference in the amount of \$100, made payable to City of Jersey City; and it is further

ORDERED that plaintiff pay the above amounts to defendants' counsel within 30 days of receipt of this Order.



MADELINE COX ARLEO
United States Magistrate Judge